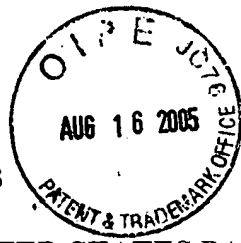


Docket No.: 062807-0043



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
	:	
Hideaki TSUSHIMA, et al.	:	Confirmation Number: 5388
	:	
Application No.: 10/082,135	:	Group Art Unit: 2874
	:	Allowed: June 16, 2005
Filed: February 26, 2002	:	Examiner: S. U. Song
	:	
For: OPTICAL SWITCHING EQUIPMENT, OPTICAL TRANSPORT NETWORK, AND METHODS OF USING THEM		

**COMMENTS RESPONSIVE TO STATEMENT OF
REASONS FOR ALLOWANCE
UNDER 37 C.F.R. § 104(e)**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance accompanied the June 16, 2005 Notice of Allowability regarding the above-identified application. The Statement expressed the Examiner's agreement with Applicants' latest positions on patentability, but the Statement set forth additional verbiage on several points. Entry of the Statement into the record should not be construed as any agreement with or acquiescence by Applicants in the stated reasoning, to the extent if any that the language used in the Statement may differ from the proper interpretation of the claims or Applicants' positions on patentability.

It is respectfully submitted that the allowed claims should be entitled to the broadest reasonable interpretation and to the broadest range of equivalents that are appropriate in light of

Application No.: 10/082,135

the language of the claims, the supporting disclosure and Applicants' prosecution of the claims, without reference to the Statement of Reasons for Allowance.

To the extent necessary, if any, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



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Date: August 16, 2005

**Please recognize our Customer No. 20277
as our correspondence address.**